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MAR 24 2005

In re Application of: Edwin Lyda

Date: March 24, 2005

Application No.: 09/920,961

Group Art Unit: 2611

Filed: 08/03/2001

Examiner: Tran, Hai V.

For: Distance Learning System

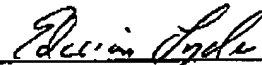
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450AFFIDAVIT

I, Edwin Lyda, hereby swear and state that:

1. I am the inventor of the invention disclosed in the above-referenced patent application.
2. My former attorneys never sent me the office action dated December 2, 2004; I received only a copy of the Guy reference.
3. I did not receive a copy of the Amendment and Remarks they had prepared before it was submitted on March 2, 2005, to the USPTO.
4. After I received and reviewed the Amendment and Remarks, I felt it did not satisfactorily address the issues raised by the Examiner, and I have e-mailed my former attorneys regarding my concerns.
5. My former attorneys indicated I could wait for the Examiner to act upon the Amendment and Remarks.
6. I have revoked my power of attorney to my former attorneys at McDermott Will & Emery, and I am submitting herewith a new power of attorney to Mary J. Gaskin.
7. I am enclosing an Extension Request and payment therefor.
8. I will be submitting a Substitute Amendment as soon as possible.

9. I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: March 24, 2005

  
Edwin Lyda

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